

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW HAMPSHIRE**

G.K, by their next friend, Katherine Cooper, et al.

Plaintiffs,

V.

Christopher Sununu, in his official capacity
as the Governor of New Hampshire, et al.

Defendants.

Case No. 1:21-cv-0004

**DEFENDANTS' ASSENTED-TO MOTION FOR AN EXTENSION OF TIME
TO FILE A REQUEST FOR RECONSIDERATION**

Pursuant to Federal Rule of Civil Procedure 6(b)(1)(A), Defendants move for a seven-day extension of the deadline to file a Request for Reconsideration of the Court's Order of October 19, 2022 ("the Order"), Doc. No. 119.

On October 19, 2022, the Court directed Defendants to produce documents responsive to Request Number 1 in Plaintiff’s Third Set of Requests for Production of Documents to DHHS, limited to “files” of “older foster youth with mental impairments, a record of such impairments or who are regarded as having such impairments, who have been placed in the legal custody of the New Hampshire Division of Children, Youth and Families (‘DCYF’) due to parental abuse or neglect” by December 1, 2022. *See* Doc. No. 119, at 13.

Defendants request this extension of time to allow the parties to continue to engage in discussions to reach a compromise about the use of Attorneys' Eyes Only designation and other issues relating to the Order. The outcomes of those discussions will impact the date by which it will be feasible for Defendants to complete production, which in turn will effect whether Defendants will move for partial reconsideration of the Order with respect to December 1, 2022

deadline only.¹ This constitutes good cause for an extension of time.

Defendants have consulted with Plaintiffs' counsel, who have informed Defendants that Plaintiffs assent to the motion.

Respectfully submitted,

LORI SHIBINETTE, in her official capacity as
Commissioner of the New Hampshire Department of
Health and Human Services,

By their attorney,

JOHN M. FORMELLA
NEW HAMPSHIRE ATTORNEY GENERAL

Dated: November 2, 2022

By: /s/ Nathan W. Kenison-Marvin
Jennifer S. Ramsey, Bar No. 268964
Senior Assistant Attorney General
Nathan W. Kenison-Marvin, Bar No. 270162
Assistant Attorney General
Office of the Attorney General (Civil Bureau)
New Hampshire Department of Justice
33 Capitol Street
Concord, NH 03301-6397
(603) 271-3650
jennifer.s.ramsey@doj.nh.gov
nathan.w.kenison-marvin@doj.nh.gov

/s/ Philip Peisch
Philip J. Peisch
Caroline M. Brown
Julia M. Siegenberg
Brown & Peisch PLLC
1233 20th St. NW, Suite 505
Washington, DC 20036
ppeisch@brownandpeisch.com

¹ An extension of this deadline would not result in the continuance of any hearing, conference, or trial. See L.R. 7.2(a).

CERTIFICATE OF SERVICE

I, Philip Peisch, hereby certify that I caused a true and correct copy of the foregoing to be filed through the ECF system and served electronically on the registered participants as identified on the Notice of Electronic Filing.

November 2, 2022

/s/ Philip Peisch

Philip J. Peisch